

House File 750 - Introduced

HOUSE FILE 750

BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HF 640)

(SUCCESSOR TO HSB 207)

A BILL FOR

1 An Act relating to the powers and duties of the department
2 of agriculture and land stewardship, by changing the name
3 of the weather bureau, modifying provisions applicable
4 to demonstration projects involving alternative fuels,
5 transferring certain Code sections, providing for the use of
6 certain appropriated moneys for surface water quality, and
7 eliminating certain watershed demonstration pilot projects.
8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 DIVISION I

2 NAME CHANGE — WEATHER BUREAU TO CLIMATOLOGY BUREAU

3 Section 1. Section 159.5, subsection 4, Code 2019, is
4 amended to read as follows:

5 4. Maintain a ~~weather~~ climatology bureau which shall,
6 in cooperation with the national weather service, collect
7 and disseminate weather and phenological statistics and
8 meteorological data, and promote knowledge of meteorology,
9 phenology, and climatology of the state. The bureau shall be
10 headed by the state climatologist who shall be appointed by
11 the secretary of agriculture, and shall be an officer of the
12 national weather service, if one is detailed for that purpose
13 by the federal government.

14 DIVISION II

15 AGRICULTURAL PRODUCTION

16 COMMERCIAL FEED — LICENSING

17 Sec. 2. Section 198.4, subsection 4, Code 2019, is amended
18 to read as follows:

19 4. A person obtaining a license under this section shall
20 pay to the secretary a license fee of twenty dollars. The fee
21 ~~shall be paid by July 1 and the license shall expire two years~~
22 ~~after that~~ on July 1 of the odd-numbered year following the
23 date the license is issued. A license may be renewed for a
24 two-year period as provided by the department.

25 FERTILIZERS AND CROP CONDITIONERS — LICENSING

26 Sec. 3. Section 200.4, subsection 1, Code 2019, is amended
27 to read as follows:

28 1. Any person who manufactures, mixes, blends, mixes to
29 customer's order, offers for sale, sells, or distributes any
30 fertilizer or soil conditioner in this state must first obtain
31 a license issued by the secretary and pay a twenty dollar
32 license fee for each place of manufacture or distribution
33 from which fertilizer or soil conditioner products are sold
34 or distributed in this state. The license shall expire on
35 ~~the first day July 1 of the second July even-numbered year~~

1 following the date ~~of issue~~ the license is issued. A license
2 may be renewed for a two-year period as provided by the
3 department.

4 BULK DRY ANIMAL NUTRIENT PRODUCTS — LICENSING

5 Sec. 4. Section 200A.5, Code 2019, is amended to read as
6 follows:

7 **200A.5 License.**

8 A person who distributes a bulk dry animal nutrient product
9 in this state must first obtain a license from the department.
10 A license application must be submitted to the department on
11 a form furnished by the department according to procedures
12 required by the department. A license shall expire on July 1
13 of ~~each~~ the even-numbered year following the date the license
14 is issued. A license may be renewed for a two-year period as
15 provided by the department.

16 Sec. 5. Section 200A.9, subsection 1, Code 2019, is amended
17 to read as follows:

18 1. A person required to obtain a license as provided in
19 section 200A.5 shall pay the department a ~~ten-dollar~~ fee
20 equal to twenty dollars for each place from which the person
21 distributes a bulk product ~~is distributed~~ in this state.

22 DIVISION III

23 WEIGHTS AND MEASURES

24 MOTOR FUEL

25 Sec. 6. Section 214A.1, Code 2019, is amended by adding the
26 following new subsection:

27 NEW SUBSECTION. 9A. "*Department*" means the department of
28 agriculture and land stewardship.

29 Sec. 7. Section 214A.19, subsection 1, unnumbered paragraph
30 1, Code 2019, is amended to read as follows:

31 The department ~~of natural resources~~, conditioned upon the
32 availability of funds moneys, ~~is authorized to~~ may award
33 demonstration grants to persons who purchase vehicles which
34 operate on alternative fuels, including but not limited to
35 E-85 gasoline, biodiesel, compressed natural gas, electricity,

1 solar energy, or hydrogen. A grant shall be for the purpose
2 of conducting research connected with the fuel or the vehicle,
3 and not for the purchase of the vehicle itself, except that the
4 money may be used for the purchase of the vehicle if all of the
5 following conditions are satisfied:

6 COMMERCIAL WEIGHING AND MEASURING DEVICES

7 Sec. 8. CODE EDITOR DIRECTIVE.

8 1. The Code editor is directed to make the following
9 transfers:

10 a. Section 215.26 to section 215.1.

11 b. Section 215.1 to section 215.1A.

12 2. The Code editor shall correct internal references in the
13 Code and in any enacted legislation as necessary due to the
14 enactment of this section.

15 DIVISION IV

16 WATER QUALITY

17 GROUNDWATER PROTECTION FUND

18 Sec. 9. Section 455E.11, subsection 2, paragraph b,
19 subparagraph (3), subparagraph division (d), Code 2019, is
20 amended to read as follows:

21 (d) (i) Thirteen percent of the moneys is appropriated
22 annually to the department of agriculture and land stewardship
23 for financial incentive programs related to agricultural
24 drainage wells and sinkholes, for studies and administrative
25 costs relating to sinkholes and agricultural drainage
26 wells programs. Of the moneys allocated for financial
27 incentive programs, the department may reimburse landowners
28 for engineering costs associated with voluntarily closing
29 agricultural drainage wells. The financial incentives
30 allocated for voluntary closing of agricultural drainage wells
31 shall be provided on a cost-share basis which shall not exceed
32 fifty percent of the estimated cost or fifty percent of the
33 actual cost, whichever is less. Engineering costs do not
34 include construction costs, including costs associated with
35 earth moving.

1 (ii) Notwithstanding subparagraph subdivision (i), the
2 department of agriculture and land stewardship may use all
3 or a portion of the moneys appropriated in that subparagraph
4 subdivision to support programs, projects, and activities
5 related to improving the quality of surface water as well as
6 groundwater.

7 WATERSHED PLANNING

8 Sec. 10. REPEAL. Section 466B.32, Code 2019, is repealed.

9 EXPLANATION

10 The inclusion of this explanation does not constitute agreement with
11 the explanation's substance by the members of the general assembly.

12 GENERAL. This bill relates to the powers and duties of
13 the department of agriculture and land stewardship (DALS) and
14 in certain circumstances impacts the department of natural
15 resources (DNR).

16 NAME CHANGE — WEATHER BUREAU TO CLIMATOLOGY BUREAU. The
17 bill changes the name of the agency's weather bureau to
18 climatology bureau to correspond to current practice.

19 AGRICULTURAL PRODUCTION — LICENSES — COMMERCIAL FEED,
20 FERTILIZERS AND CROP CONDITIONERS, AND BULK DRY ANIMAL NUTRIENT
21 PRODUCTS. The bill amends a number of provisions in various
22 Code chapters providing for the issuance of licenses to
23 manufacturers or distributors of commercial feed, manufacturers
24 of fertilizers and soil conditioners, and distributors of bulk
25 dry animal nutrient products. In the case of licenses for
26 commercial feed and of fertilizers and soil conditioners, a
27 license remains valid for a two-year period. For commercial
28 feed, the license would expire on July 1 of each odd-numbered
29 year and for fertilizers and soil conditioners, the license
30 would expire on July 1 of an even-numbered year. In the case of
31 bulk dry animal nutrient products, the license would for be for
32 a two-year rather than one-year period expiring on July 1 of
33 each even-numbered year. The license fee would increase from
34 \$10 to \$20 for each place of distribution.

35 WEIGHTS AND MEASURES — MOTOR VEHICLE FUEL. The bill

1 provides that DALs rather than DNR may award demonstration
2 grants to persons who purchase motor vehicles operated using
3 alternative fuels.

4 WEIGHTS AND MEASURES — COMMERCIAL WEIGHING AND MEASURING
5 DEVICES — RELOCATION. The bill requires the Code editor to
6 transfer certain Code sections (e.g., definitional section)
7 relating to the regulation of commercial weighing and measuring
8 devices for purposes of enhancing readability.

9 WATER QUALITY — GROUNDWATER PROTECTION FUND. The bill
10 amends a provision which allocates moneys to DALs from the
11 agriculture management account of the groundwater protection
12 fund. It authorizes DALs to use any of those moneys to support
13 programs, projects, and activities related to improving the
14 quality of surface water or groundwater.

15 WATER QUALITY — WATERSHED PLANNING. The bill eliminates a
16 provision that authorizes DALs and DNR to establish one or more
17 watershed demonstration projects.